

**CERTIFICATE OF
FACSIMILE
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Request for Continued
Examination

Application Number	09/989,932
Filing Date	11/21/2001
First Inventor	Bon K. Sy
Examiner Name	Backer, Firmin
Art Unit	3621
Docket Number	BKS-834

Faxed to Number 1-703-872-9306Total Pages 6

DATE OF TRANSMISSION: 4/18/2005

TITLE OF CASE:

TIME-BASED SOFTWARE LICENSING APPROACH

The following documents are enclosed:

Certificate of Facsimile Transmission (1 page)

Request for Continued Examination Transmittal (2 pages, duplicate copies)

Petition for Extension of Time (2 pages, duplicate copies)

Revocation of Power of Attorney with New Power of Attorney and Change of
Correspondence Address (1 page)

The above named documents are being facsimile transmitted to the United States
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charge any additional fee(s) as needed during the pendency of this application to deposit
account 50-2753.

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Telephone (585) 387-0285
Fax (585) 387-0288

Signature of Transmitter: *PA Mikesell*Howard J. Greenwald, Reg. No. 24,247☒ Peter J. Mikesell, Reg. No. 54,311John M. Hammond, Reg. No. 52,986Robert D. Gunderman, Reg. No. 55,231

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PTO/SB/30 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/989,932
Filing Date	11/21/2001
First Named Inventor	Bon K. Sy
Art Unit	3621
Examiner Name	Backer, Firmin
Attorney Docket Number	BKS-834

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☒ Consider the arguments in the Appeal Brief or Reply Brief previously filed on 1/24/2005
ii. ☐ Other _____

- b. ☐ Enclosed

- i. ☐ Amendment/Reply
ii. ☐ Affidavit(s)/ Declaration(s)
iii. ☐ Information Disclosure Statement (IDS)
iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

- a. ☒ Deposit Account No. 50-2753. I have enclosed a duplicate copy of this sheet.

- i. ☒ RCE fee required under 37 CFR 1.17(e)
ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
iii. ☐ Other _____

- b. ☐ Check in the amount of \$ _____ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<u>Peter J. Mikesell</u>	Date	4/18/2005
Name (Print/Type)	Peter J. Mikesell	Registration No.	54,311

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<u>Peter J. Mikesell</u>	Date	4/18/2005
Name (Print/Type)	Peter J. Mikesell		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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